Fractition Dosket No. :

CG-3

PATENT

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## IN THE UNITED STATES PATENT AND TRADEMARK CEFICE

In recapplication of:

Engent polication No.:

09/852,876

Group No.: 2877

Confirmation No:

5158

Filed:

May 10, 2001

Examiner:

For:

Miniaturized Particle Analyzer

RECENTO

OCT 2 5 2002

Assistant Commissioner for Patents Washington, D.C. 20231

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1) The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. section 1.97(b).

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Date

Howard J. Greenwald Registration No. 24247

Greenwald & Basch LLP

Suite 2490

349 West Commercial Street

East Rochester, NY 14445

US

585-387-0280

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		Application Numbe	09/852,876		
TRANSMITTAL		Filing Date	05/10/01		
FORM		First Named Invent	or Carol Gebert		
(to be used for all correspondence after initial filing)		Group Art Unit	2877 28 O RH		
		Examiner Name	2877 28 05 TH CT		
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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 1 of 1

Complete if Known				
Application Number	09/852.876			
	05/10/2001			
First Named Inventor	Carol Gebert			
Art Unit	2877			
Examiner Name				
Attorney Docket Number	CG-3			

			U.S. PAT	ENT DOCUMENTS_	
Examiner Initials*		Document Number  Number - Kind Code <sup>2</sup> (if know	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	us-5057413 A	10/15/1991	TERSTAPPEN ET AL	
	2	us-5374401 A	12/20/1994	von BERG	T.
	3	us-5444527 A	08/22/1995	KOSAKA	·
	4	us-5703959 A	12/30/1997	ASANO ET AL.	= =
	5	us-5907240 A	05/25/1999	CARVER, JR. ET AL.	N
	6	us-6097485 A	08/01/2000	LIEVAN	8 8
	7	us-6193891 B1	02/27/2001	KENT ET AL.	
	8	∪s-6197593 B1		DEKA ET AL.	= 2
	9	∪s-6281018 B1	08/28/2001	KIROUAC ET AL.	
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